

Serial No. 47564

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. JAN 10 1984

Returned to applicant for correction.

Corrected application filed. Map filed JAN 10 1984

The applicant. MCQ Properties, Inc.

16838 Palisades Blvd. of Fountain Hills
Street and No. or P.O. Box No. City or Town

Arizona 85268 hereby make application for permission to change the
State and Zip Code No.

point of diversion and place of use of a portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under Permit 30108 (Certificate 10578)
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and
identify right in Decree.)

1. The source of water is. Underground
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed. 0.0502 cfs. (8 acre feet)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for. Irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for. Irrigation and Domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point. located within the NE 1/4 SE 1/4 Section 12,
Describe as being within a 40-acre subdivision of public survey and by course and
T22N, R21E, MDB & M, or at a point from which the southeast corner of said
distance to a section corner. If on unsurveyed land, it should be stated.
Section 12 bears S 14° 54' 00" E, a distance of 2340.44 feet.

6. The existing permitted point of diversion is located within SE 1/4 NW 1/4 Section 32, T23N, R21E,
If point of diversion is not changed, do not answer.
MDB&M, or at a point from which the Southwest corner of said Section 32 bears S41°
59'42"W a distance of 3915.67 feet (Well 1).

7. Proposed place of use. NE 1/4 SE 1/4 Section 12, T22N, R21E, MDB&M: (2 Acres Total)
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use. NE 1/4 NE 1/4 Section 6, T22N, R21E, MDB&M: (2 Acres Total)
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1st to December 31st of each year.
Month and Day Month and Day

10. Use was permitted from January 1st to December 31st of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) drilled and cased well, submersible pump, and
State manner in which water is to be diverted, i.e. diversion structure, ditches,
drip irrigation system.
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$16,000

13. Estimated time required to construct works completed

14. Estimated time required to complete the application of water to beneficial use.....three years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

This application is made in the name of MCO Properties, Inc., for William A. Rainey III and Cecillia M. Rainey, Husband and Wife as Joint Tenants with right of survivorship; in accordance with a water rights purchase agreement (copy attached) Please send copies of all correspondence to WATERESOURCE CONSULTING ENGRS., INC., 28 Vine Street, Reno, NV 89503

By s/ Thomas A. Foote
Thomas A. Foote
100 W. Grove, #303
Reno, NV 89509

Compared br/ js gcr/bl

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 30108, Certificate 10578 is issued subject to the terms and conditions imposed in said Permit 30108, Certificate 10578 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.0502 cubic feet per second, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources and not to exceed 8.0 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before September 14, 1985.

Proof of completion of work shall be filed before October 14, 1985.

Application of water to beneficial use shall be made on or before September 14, 1987.

Proof of the application of water to beneficial use shall be filed on or before October 14, 1987.

Map in support of proof of beneficial use shall be filed on or before October 14, 1987.

Completion of work filed NOV 13 1985 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed State Engineer of Nevada, have hereunto set my hand and the seal of my office, this 14th day of September

Cultural map filed

Certificate No. Issued A.D. 19 84

2407 (Rev. 6-81) State Engineer

The following is a brief summary of the basic procedures for the purchase of water rights:

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1. You may use your water rights after, but not before, January 1, 1981, and title to your water rights will be conveyed to you after January 1, 1981, if:
 - a. The purchase price for the water rights is paid in full.
 - b. 35% of the principal purchase price of the land has been paid.
 - c. The necessary steps to qualify the water rights for a new certificate from the State Water Engineer have been completed at your expense.
 - d. These water rights when used must only be used within the boundaries of the Palomino Valley General Improvement District as per the Declaration of Reservations on your property.
2. The laws of the State of Nevada require that a new certificate be issued when the point of diversion and place of beneficial use for any water right is changed - as will be the case with your water rights. The steps that must be taken to obtain a new certificate are:
 - a. Obtain permission from MPI (McCulloch Properties, Inc. or its successors), which will not be given if paragraph 1 a and 1 b above have not been complied with.
 - b. Engage a certified water rights surveyor, at your expense, to prepare in MPI's name an application and map to change the present point of diversion and place of use to your land, and to file the application and map with the State Water Engineer.
 - c. Pursuant to procedures and time schedules provided by law, within 90 to 120 days you should receive a permit which will be issued in the name of MPI. This permit will be necessary in order for you to drill an irrigation well and to put the water to use for irrigation purposes.
 - d. When you have started the drilling of an irrigation well, you must file a proof of commencement with the State Water Engineer and upon completion of the well and installation of the pump, you must file a proof of completion.
 - e. When you have put the water to beneficial use (by growing a crop), another map and "Proof of Application of Water to Beneficial Use" form must be filed with the State Water Engineer. A certificate would then be issued in the name of MPI who in turn will transfer it to you provided you are then current on all your obligations with MPI.
3. While you are purchasing your water rights, MPI will retain the right to use them and will assume the obligation to keep them current. If, after December 31, 1985, you have paid the full purchase price for your water rights and 35% of the principal purchase price of the land, MPI will retain the right to convey your water rights to you at its option. After December 31, 1990, MPI will convey title to your water right in any event so long as all the obligations due MPI are current.
4. Once title to the water rights have been transferred to you, MPI's responsibility to keep your water rights current will cease.
5. The foregoing basic procedures have been reviewed with the Nevada State Water Engineer, but from time to time, Nevada laws, and rules and regulations concerning water rights may change and be altered, therefore you must comply with the water rights laws as they now exist and any future changes.